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In re Application of	:	
NI et al.	:	
Application No.: 10/591,639	:	DECISION
PCT No.: PCT/EP2005/003084	:	
Int. Filing Date: 07 March 2005	:	
Priority Date: 05 March 2004	:	
Attorney's Docket No.: 037256.58133US	:	
For: MAGNETIC FIELD ADJUSTING DEVICE	:	

This decision is in response to applicants' petition under 37 CFR 1.182 to change the order of names of the joint inventors filed 14 January 2008 in the United States Patent and Trademark Office (USPTO).

BACKGROUND

On 07 March 2005, applicant filed international application PCT/EP2005/003084, which designated the U.S. and claimed a priority date of 05 March 2004. A copy of the international application was communicated to the USPTO from the International Bureau on 29 September 2005. The thirty-month period for paying the basic national fee in the United States expired at midnight on 05 September 2006.

On 05 September 2006, applicant filed a submission for entry into the national stage in the United States which was accompanied by, *inter alia*, the U.S. Basic National Fee and an Application Data Sheet listing the inventors in the order they appear in the published international application.

On 03 May 2007, the USPTO mailed a NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 (Form PCT/DO/EO/905) indicating, *inter alia*, that a declaration of the inventors in compliance with 37 CFR 1.497(a)-(b) was required.

On 13 June 2007, applicant filed a submission which was accompanied by, *inter alia*, a declaration of inventors.

On 01 August 2007, a NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C. 371 AND 37 CFR 1.495 (Form PCT/DO/EO/903) was mailed according the application a 35 U.S.C. 371 date of 13 June 2007.

On 14 January 2008, applicants submitted the instant petition under 37 CFR 1.182 requesting to change the order of names of the joint inventors.

DISCUSSION

The petition filed 14 January 2008 requests that order of the names of the inventors be changed to list Cheng NI as the first named inventor, Ting Qiang XUE as the second named inventor, and Jin Jun CHEN as the third named inventor. As noted in MPEP § 605.04(f), since the particular order in which the names appear is of no consequence insofar as the legal rights of the joint applicants are concerned, no changes will be made except when a petition under 37 CFR 1.182 is granted. The petition fee is \$400. Applicant submitted \$130. The balance has been charged to Deposit Account 05-1323. The order of the names has been changed.

CONCLUSION

The petition under 37 CFR 1.182 to change the order of the names of the inventors is **GRANTED** for the reasons set forth above.

/Daniel Stemmer/

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